

No 48541

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office NOV 6 1984

Returned to applicant for correction.....

Corrected application filed.....

Map filed NOV 6 1984The applicant Malacolla Minerals Corporation721 Northrop Suite 4, of Las Vegas Nv
Street and No. or P.O. Box No. City or TownNevada 89109, hereby make S. application for permission to appropriate the public
State and Zip Code No.waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Incorporated March 1, 1984 at
Las Vegas, Nevada1. The source of the proposed appropriation is Underground
Name of stream, lake, spring, underground or other source2. The amount of water applied for is 0.02 CFS second-feet
One second-foot equals 448.83 gals. per min. 330 Days per year
(a) If stored in reservoir give number of acre-feet 48,000 cu ft.3. The water to be used for Metallurgical Purposes, Domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated:.....

(b) Stockwater, state number and kinds of animals to be watered:.....

(c) Other use (describe fully under "No. 12. Remarks") One leaching

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: N.W. 1/4 N.W. 1/4, Section 10, T.25S,
Describe as being within a 40-acre subdivision of public
R.57E M.D.B. & M. Northwest corner of Section 10 bears N. 55° 12' W.,
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
128.0 feet6. Place of use Malacolla Millsite Claims #1-5 N.W. 1/4 of Section 10, T 25S, R 57E
Describe by legal subdivision. If on unsurveyed land, it should be so stated.7. Use will begin about Jan 1 and end about Dec 31, of each year.
Month and Day Month and Day8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled well with Pump & Motor, 3000' of
State manner in which water is to be diverted, i.e. diversion structure, ditches and
2" pipe, 16 valves, Retention Ponds 40' x 30' x 5' - 8 ponds
flumes, drilled well with pump and motor, etc.9. Estimated cost of works \$70,000.00

10. Estimated time required to construct works.....4-5 months.....
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use.....6 months.....

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Metallurgical Purposes: (3) 10' x 16' x 6' Leaching Vats and (2) Heap Leach Pads
100' x 40"

By.....s/ Allan Guthmiller, President.....
721 Northrop Suite 4
Las Vegas, Nv. 89109

Compared.....ll/bm.....js/bc.....

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.02.....cubic feet per second, but not to exceed 3.03.....million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before.....June 19, 1987.....

Proof of completion of work shall be filed before.....July 19, 1987.....

Application of water to beneficial use shall be made on or before.....June 19, 1989.....

Proof of the application of water to beneficial use shall be filed on or before.....July 19, 1989.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed.....IN TESTIMONY WHEREOF, I.....PETER G. MORROS....., State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed.....my office, this.....19th.....day of.....June.....,

Cultural map filed.....A.D. 19.....85.....

Certificate No.....Issued.....
218 (Rev.)
State Engineer

CANCELLED NOV 2 1987 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
STATE ENGINEER

(PERMIT TERMS CONTINUED)

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

